Six-Page Edition.

This Page is from the Daily of Thursday, Feb. 16.

"OFR COURT HOUSE."

Under the above caption the Tucson Citizen gives the appended account of the construction of Pima county's new official palace, which reminds the EPITAPH that the board of supervisors of Cochise county, have, as yet, taken no steps toward the erection of a court house for this county. At the first session of the board, after the creation of the county, a plan embodying all the requirements of a permanent community was adopted, and it was hoped, at that time, that the structure would, ere now, have been well along toward completion. The question of title to a suitable lot barred the way for immediate action, and the matter rested. Such condition of affairs does not now stand in the way of carrying out their original plans. Besides the removal of this obstacle the board has sold thirty thousand dollars, worth of bonds upon which the taxpayers are now paying interest. This money has been, for several months, in the hands of the county treasurer, either in his safe or deposited in some bank enriching the holder of the deposit. Under these circumstances we call upon the board for prompt and decisive action on the matter of providing the county with suitable offices. By so doing they will save the cost of rents, which, added to the interest on the bonds, is no inconsiderable burden upon the taxpayers. Following is what the Citizen says about their court house.

The building of the courthouse has

so far advanced that the arrival of the iron grating alone retards the progress of the work. The sills for the flooring are down, and the stone work for the basement is entirely completed, and which as a piece of work certainly has no superior in the territory. The supervisors are to be commended for their judgment in the selection of the design, and the contractor is to be congratulated on the thoroughness of the work performed, and if the building be completed in accordance with the work already done, it will be an honor not only to Tucson, but to the entire territory that will redound to the credit and good judgment of the supervisors under whose care the edifice is being constructed, and as the work has thus far been done so well, it would be not only a pity but on the whole a loss to the tax-paying body of the community, if the common burnt brick be used without further preparation, for although they are unquestionably good as their kind be, they certainly are inferior in durability, less attractive in appearance, and because of the slight difference in cost, are consequently higher priced shall the "tuck pointed" or prepared brick which on account of its chemically impregnated face, its glassy surface is alike impervious to the changing seasons. Never crumbling or chipping off under the continued influences of dampness or time, and which will in twenty years be as sound, bright-looking and apparently as new as when first put in place. They resemble the pressed brick, and although equally as dura-ble, are obtainable at a much less figure, and are in common use for all such buildings throughout the eastern and western states. Is it not then advisable to make use of them in the construction of the present county work in preference to others which at their best will soon wear a dingy and unfinished appearance that will contrast the more sharply with the better finish of its surroundings, and the better they are the more glaring the defects of the building can be seen, so why hesitate about the using of the best brick by which the building can be completed in accordance with the work already begun? it is true that the finish can be afterwards put on, but it will be more expensive and necessarily less thor ough than if the finish becomes part of the construction as it would by the use of the tuck pointed brick.

WE hear it upon reliable authority that the cause of the dismissal of the charges preferred by Gen. Willcox against Gen. Carr was upon the grounds that the charges were inspired by malice and not for the publie good. President Arthur, as commander-in-chief of the army, should order an immediate investigation into the coure of Gen. Willeox in the conduct of the late alleged cam-

Ir is said that there is a standing order in the military department of Arizona, that soldiers when out upon a scout must not fire upon Indians that they may encounter, unless the Indians first fire upon them. This being the case it is little wonder that no "good Indians" are ever made, and that peaceful settlers are left to the tender mercies of the nation's wards. One may well exclaim, "What a country! what a people!"

THE Nugget's new quarters, on Fourth reel, are nearing completion. It will be

took place in the justice court of Wells Spicer, yesterday. In the case of the Territory vs. John Chenoweth and Mrs. Rutan there were several witnesses present for the people, but the deputy district attorney. Mr. Frazer, declined to have more than one of them examined, and that the prosecuting witness. Judge Spicer not feeling satisfied with this summary proceeding put another witness on the stand, whereupon his deputyship joined with defendant's counsel in objections to such proceedings, therefore the witness was dismissed, the judge not feeling it his province to oppose the law officer of the county in prosecuting the case further. The charge upon which defendants were arraigned was a grave onethe whipping of a servant - and should be investigated to the very bottom. If the prosecution of alleged criminals is to be thwarted by a public official, and that official the acting law officer of the county, then good-bye to justice. We do not advocate the persecution of any person by virtue of the power vested in the district attorney, nor will the people justify such a course; neither will they justify the screening of crime by a case that calls for prompt and decided action on the part of District-Attorney Price, who is now, unfortunately, absent in Tucson.

A MOST remarkable proceeding

TUCSON ITEMS.

From the Citizen, Feb. 15. The surveyors for the Port Lobos Gulf railroad arrived yesterday from San Francisco, and will leave Tucson for the purpose of surveying the line to morrow or next day. Col. Chalmers Scott, Mr. C. H. Van Buren and Mr. Batemen will represent the Central and Southern Pacific roads. Gov. Tritle and other gentlemen who accompany them represent the Tucson & Gulf railroad.

On Monday night at Ezekielsville Mr. Mark Ezekiels took a shot at a cow-boy with marked success. The desperado had hit a man over the head with his shotgun, after which he went to Ezekiels's stable to take a horse and escape. Mark, hearing a racket in the barn, armed himself with a pistol and made a close reconnuisance, and finding the position of the enemy opened fire and shot him in the arm. He turned the fellow over to an officer and is now in the

Pima county jail. The Tucson band last night serenaded Gov. Tritle, who responded in one of his happy speeches, when all were invited into the house, where was placed before them something that cheered the inner man. The governor speaks highly of their proiciency in the horn line.

Before Justice Smith.

The hearing of the case of the Earps and Holliday came up before Justice J. B. Smith in the District court room yesterday morning.

The counsel for the defense asked for the endants were held, that they might fully now and examine the nature of the

It was stated by the court that such apers were left at Contention, whereupon Mr. Herring demanded the discharge of he priseners and moved to that effect, but

he court denied the motion. Mr. Herring then produced and read an fidavit asserting that an examination of hese same gentlemen, for the same offense as now charged, had once been held before udge Spicer, and that they were disharged, as sufficient evidence could not e found against them; also an affidavit of B.Comstock, a grand juror in a former exmination, showing that the jury in said ormer examination had failed to find a ill against the parties, and in view of hese facts the ccunsel moved their dis-

Judge Robinson for the prosecution ergued at length against granting the mo-The court refused to discharge the pris

Mr. Herring renewed his demand for e papers in the case, and they not being wheld before the court be discharged. The motion was denied, and the court at 1:30 adjourned until to-morrow morning

The Knights' Ball.

The lateness of the hour prevented our iving the details of some of the more stractive features of the Knights of Pythins' ball on Tuesday night. The vand march deserved especial commendcion for the completeness of the drill dislayed, the correctness of the maneuvers, ad the picturesque effect of the various roupings and alignments. A notable cature was the glittering arch of steel rmed by the crossed swords of the memers of the Uniform rank, under which he guests filed in single column, and in vos, threes and fours.

The crowning feature of the evening, wever, was the supper table, which was thing of beauty and a joy for half-anour. At midnight the stage curtain, hich had remained down all the evening, rose slowly to appropriate music, and recaled a scene which persuasively apcaled to the sense of beauty and the sencition of hunger of the expectant guests. ded calcium lights on each side of the inge cast their lurid glare on long rows of bles, loaded down with tempting viands rtistically arranged and decerated with all the appliances of culinary art. This bleau was greeted with hearty applause, which the popular caterer, I. Jacobs,

wed a graceful acknowledgment. Rubinstein, Von Bulow, Essipoff, Joseffy, Wilhelmj and Patti are all giving concerts this year. Thank heaven, there's one "Smith Concert

TELEGRAPHIC.

Walfs from Washington

NEW YORK, Feb. 15 .- The Commercial Advertiser's Washington special asserts that Sargent and Chandler will soon enter the cabinet.

WASHINGTON, Feb. 15. - Senator Miller to-day gave notice that he will move to take up the Chinese bill for action as soon as the pending antimay be this afternoon.

plenipotentiary to the United States from Guatemala, having been transferred by his government to Rome, of which he is supposed to have achad an audience to-day with the president, and presented his letter of ecutions, of which he is himself a

The senate has taken up the judiciary committee's bill for the suppression of polygamy in Utah. One new section adopted provides that any man cohabiting with more than one woman shall be fined \$300 or imprisoned for six months, or both, for each and every offense. The bill will pass the senate this afternoon, as there is no opposition.

In the debate in the house to-day on the apportionment bill, Page said he believed the fact had been virtue of the same power. This is demonstrated that the bill of the committee would be voted down by a large majority. The discussion had shown the fact that the members on both sides wanted fair play, and speaking for the people of California, he thanked them for the earnestness and energy with which they had combatted the effort which had been made to perpetrate an injustice upon that state.

Argument on the straw bonds star route cases closed to-day. Col. Bliss contended that all that was necessary to be established was the existence of such facts as would justify a magistrate in sending the cases to the jury. Hines, for the defense, intimated that the prosecution of his clients by the government was the outgrowth of private malice. The court announced that its decision would be rendered to-morrow.

The president has sent the followng nominations to the senate: U. S. consuls-Bruno Tyschuk, of Nebraska, Vera Cruz; Thos. Wilson, District of Columbia, Nantes; George Gifford, Maine, Lorechelli.

The trial of Sergeant Mason, who shot at Guiteau, will be called on Monday.

Contested Seats in the House. Washington, Feb. 15 .- The committee on elections of the house tohight considered the Campbell-Cannon contest. Another session is ap-

pointed for to-morrow morning, at which it is expected a decision will be reached. The opinion generally expressed is that the committee will report in favor of sending the elecaccepted by the house. Many of the best lawyers of that body are agreed that the fact of Cannon's polygamous record is not a ground upon which the house can legally deny him admission, while it is quite within the province of the house to expel him on that account. It is urged that should he now go back to the people he would undoubtedly be reelected by a large majority, as before, and the result would be rather to add to his power and popularity in the territory. Should he, however, be seated, and then by a two-thirds vote be expelled, he could not again be admitted to the present house of representatives, if precedents are followed, nor probably to any subsequent house.

The case of Smyth against Rob ertson, sixth Louisiana district, will be dismissed at its session to-morrow. This, with the contested cases of Lanier against King, third Louisiana, and Mabison against Otes, third Alabama, was dismissed upon the theory voted by the committee that they will not go into any case in which the contestant does not claim to have received an actual majority of votes put into the ballot-boxes, claim only being made that intimidation prevented a free election, which would have resulted in the election of contestant. Contestants, however, in each of the above cases will file a of improper and illegal practices at ings. election. The same course will be pursued as to several other contests, which will be in turn dismissed by

the committee on elections. The Washington Republican.

special says: The following is the board elected under the new ownership of the Republican: Hallett Kilbourn, G. C. Gorham, Frank Hatton, F. F. Conger, Wm. A. Patton, Robt. G. Dun and Geo. Bliss. The new Henry Parkes and to hear an ad-Hatton of Iowa, first-assistant post- lations existing between this country master-general; Wm. A. Patton of and Australia. Sir Henry was ac-New York, representing some New companied by Cyrus W. Field. S. Work capitalists; Robt. G. Dun, of D.

Dun, Barlow & Co., and Geo. Bliss, of New York, a large capitalist, active lawyer and lifetime personal friend of President Arthur, a man who is supposed to know more semember of the cabinet, and who has been appointed by the president special counsel to take charge of the star route cases. It remains to be seen whether this paper will pursue polygamy bill is disposed of, which the same course toward the star route prosecutions that it has from the be-Arturo Ubico, formerly minister ginning. It would be surious to see a newspaper of which Geo. Bliss is trustee and the control of the stock quired, attacking the star route proschief defendant. There are those who say it never has been the intention of the administration to press the star route suits. Evidently Gen. MacVeagh is one of those who hold this view. Possibly the course of the

> Republican will solve this problem New York Legislature.

ALBANY, Feb. 15. - Johnson is elected clerk of the assembly. Tammany supporting him.

Tammany goes over to the republicans in both houses of the legislature. In the senate Mr. Pitts called up his resolution to vest appointment of committees in the lieutenant governor. The three Tammany senators voted with the republicans and adopted the resolution, and the lieutenant governor will now appoint the standing committees.

Wagner's Successor. SCHENECTADY, N. Y., Feb. 15 .-Chas. Stanford has been nominated by the republicans to fill the vacancy

caused by the death of Senator Wag-

NEW YORK, Feb. 15 .- Chas. Stanford, who was nominated by the Republicans, at Schenectady to-day, to fill the vacancy in the state senate caused by the death of Webster Wagner, has already served two terms and gained an enviable reputation as a legislator. He is a brother of ex-Governor Stanford, of California.

Ice Breaking Up.

ALBANY, N. Y., Feb. 15 .- The ice breaking up. Grain elevators opposite the city are reported carried away. The water is over the river banks.

The Bouthern Floods. NEW ORLEANS, Feb. 15,-The steamer Mike Davis, from the overflowed section of St. Francis river, reports great damage. Boats are removing families and stock to safe

Land Bilde.

NEW YORK, Feb. 15 .- A Times special from Asherville, N. C., says: Information from Bald Mountain states that yesterday a fearful crash was heard in the neighborhood of tion back to the people of Utah. It Bakersville. A rumbling and crackis doubtful if such a report will be ling noise preceding a crash was heard for miles. Investigation developed the fact that a large portion of the peak had disappeared in the fertile and beautiful valley below. A slice of half a mile square has melted away.

Threatened Hostilities.

RICHMOND, Feb. 15 .- Hostile correspondence is in progress this evening between senators Riddleberger and Smith over some reflections in the chamber to-day.

Later-The Smith and Riddleberger difficulty has been arranged with satisfaction to all parties.

Railroad Tax Suits.

SAN FRANCISCO, Feb. 15. - The Southern Pacific railroad company brought suit in the Superior court today against the tax collectors and sheriff's officers of the counties of the state through which the road and its branches run, asking that defendants be required to accept the amounts tendered by plaintiffs in satisfaction ef tax liens; that the liens be removed and defendants enjoined pending further proceedings under orders of the state board of equaliza-

A Slight Success. SAN FRANCISCO, Feb. 15 .- At the Merchants' Exchange call to-day fifty shares of Safety Powder company changed hands. The promoters of the call are jubilant accordmemorial asserting that the sitting ingly, and predict success with a litmembers should be unscated because the time to get down to their bear-

Providing for the Befugees.

PHILADELPHIA, Feb. 15. - At a meeting to-day called by the mayor to make provision for the Jewish refugees from Russia, \$5000 was sub-CHICAGO, Feb. 14 .- A Washington scribed. Another public meeting will soon be held.

Fir Henry Parkes NEW YORK, Feb. 15 .- A special meeting of the Chamber of Commerce was held to-day to meet Sir names in the directory are Frank dress by him on the commercial re-

duced the distinguished gentleman, who thanked the chamber for the welcome accorded. He then proceeded with his address, giving a description of the six colonies, indicatcrets of the administration than any ing that in a few years the group would become a vast empire and a great power,

Returned to China.

Boston, Feb. 14 .- The body of the late Ko Khun Kua, professor of Chinese literature at Harvard university has been enclosed in a leaden casket and sent to China.

A Cremation Society.

SAN FRANCISCO, Feb. 15 .- Articles of incorporations were filed this afternoon of the first cremation society of San Francisco. The object of the association is, the erection and maintenance of a hall to cremate the dead, and by actual trial to seek to popularize cremation and hasten its universal adoption. There is no capital stock. The prometers are mostly Germans.

The Mohave Branch

SAN FRANCISCO, Feb. 15 .- Ground was broken at Mohave yesterday on that section of the Atlantic & Pacific railroad, to be built by the Southern Pacific from Mohave to the Needles, on the Colorado river. A large force of Chinamen are on the ground and an abundance of material on hand and en route.

Death. PHILADELPHIA, Feb. 15. - John

McDonough, the well-known actor, died this morning.

LOCAL SPLINTERS

JAMES C. FLOOD is setting out an avenue of the European linden, the finest shade tree known, to lead up to his Menlo park

THE Tombstone M. & M. Co. shipped through Wells, Fargo & Co.'s express, six bars of bullion weighing 12,032 pounds, valued at \$15,940.

In the police court yesterday before Judge Wallace, Ben Maynard and D. G. Tipton were each fined \$30 and costs for carrying deadly weapons.

ROBERT ECCLESTON, Esq., returned from his visit East last evening looking hale and hearty. His many friends were pleased to welcome his return.

A WARRANT was issued by Judge Spicer vesterday for the arrest of Ben Maynard, charged with an assault with attempt to kill, being sworn out on complaint of B.

Ex-SECRETARY BLAINE'S South American diplomacy is the uppermost topic of conversation in diplomatic circles in Washington, and there seems to be un usual freedom of individual opinions.

THERE was quite a little stir on Allen street yesterday afternoon in which one man was knocked down, though not badly hurt. A policeman promptly put a quietus to what had all the appearance of being a serious row, by arresting the par-

ties and marching them before his honor. Work is shortly to be inaugurated in the construction of a military telegraph e between Phenix and Fort McDowell The necessary material is on hand, and Mr. Lord, who is to have charge of the work, is in Phenix, awaiting the arrival of a detail of men.

EARLY yesterday morning the wall between the livery stable of Mr. Z. H. Taylor and the yard in the rear of the Grand hotel, having become weakened by the rain, fell leaving that side of the stable a wreck; had the wall fallen the other way a great number of horses would have been injured.

THE rain kept up a constant patter all Tuesday night and until a late hour Wednesday morning, and as a consequence the streets are seas of mud, not without bottom, however, as the solid concrete cement hes about three inches from the surface.

ABOUT 8:20 last evening a pistot shot was heard in front of the Grand hotel which, for a moment, caused a silence of suspence, when a crowd broke for the spot, where it was found that a pistol carelessly handled by a person whose name our reporter was unable to learn, accidentally went off, wounding him in the

WE received a pleasant call last evening, from J. W. Hohstadt and G. F. Woodward, residents of the Ojo de Aqua, on the Sonora river. Mr. Hohstadt is a stockman and mine owner, he having a fine property in the Sierra de Manzanal and others near Bucuachi and Basochuca, Mr. Woodward left Red Bluffs early last year and has spent the last seven months, in company with F. J. Tomb, traveling in Sonora, having been as far west as Mazatlan, visiting Guaymas, Hermosillo, Arizpe and the Yaqui river, having now settled down to opening his mines near the Ojo de Aqua. He speaks in high terms of the Yaqui country and says the natives are industrious and peacefully inclined, but will fight if molested in their

YESTERDAY was a lively day in the Earp-Holliday case. Judge Smith came up from Contention, and opened court at 10 a. m., when the case was taken up on a technical point and ably argued by Wilham Herring, Esq., for the defendants and Judge Robinson for the prosecution. At the close of the arguments Judge Smith took the matter under advisement until 4 o'clock, to which hour he adjourned court In the mean time a writ of habeas corpus was issued by J. H. Lucas, Esq., probate judge, returnable forthwith. The points upon which the writ was issued were ar gued by Mr. Herring and against by Ben. Goodrich, Esq. Upon mature deliberation Judge Lucas sustained the writ, The full text of the decision will be found in another column, and will be read with interest by the entire community. It is an able document and settles, we trust, for all time in this county, the question as to how many times a person may be arrested on intro- the same charge.

FINAL DISPOSITION THE EARP CASE

The Application for a Writ of Habeas Corpus and the Release of Prisoners.

A second application for a writ of ha beas corpus, in the case of Wyatt and Morgan Earp and J. H. Holliday, was made before Judge Lucas yesterday afternoon. Mr. Herring, in behalf of the applicants, read their petition setting forth that the prisoners had twice been before the magistrate and no charge had been presented to them; that the justice had failed, after the applicants had appeared before him, to commit them to the custody of the sheriff, and hence they were illegally held.

J. B. Smith, the magistrate, was sworn and testified that the above facts were

A recess was taken until 4 o'clock, during which time the court considered the

Upon reassembling, the counsel for the prosecution presented a new warrant, issned by Justice Smith, but the court declared that it was void and that the officers were not under obligations to carry out its stipulations.

The court then discharged the prisoners after having given the following opinion: OPINION.

Before the Probate Judge of Cochise

Ex-parte J. H. Holliday, Wyatt Earp and Morgan Earp—Habeas Corpus.

In this case, petitioners allege in their petition that the sheriff of Cochise county is unlawfully restraining them of their liberty. To the writ issued by the probate judge, the sheriff makes his return setting out a warrant of arrest issued by J. B. Smith, a committing magistrate of this county, on a charge of murder made by Isaac Clanton, as his authority to hold the petitioners in prison. Petitioners, in reply to the return of the sheriff, to show that their imprisonment is unlawful, al lege, that they had been taken before said magistrate for examination on said charge, at his office at Contention, on the day of February, 1882, at which time the said magistrate adjourned the hearing to February 15th, 1882, at Tombstone, and on said day said petitioners again appeared before the said magistrate, at said Tombstone, when the examination was again adjourned to a future day, but that said magistrate had not made order of commitment for examination of said pelitioners to the custody of the sheriff. Neither does the copy of the warrant attached to the return of the warrant show any indorsement of commi

Sec. 129, procedure in criminal cases, compiled laws, reads: "If an adjournment be had for any cause, the magistrate shall commit the detendant for examination.

Sec. 130 provides: "The commitment for examination shall be by an indorsement signed by the magistrate, on the warrant of arrest, to the following effect: 'The within named A. B., having been brought before me under this warrant, is committed for examination to the sheriff of, etc., The warrant of arrest is authority to the

officer to arrest the party and take him be-fore the magistrate; when that is done, his authority ceases under the warrant, and it is the duty of the magistrate to commit the defendant to the custedy of the officer by indorsement on the warrant (or allow him bail), and the commitment then becomes the authority of the officer for holding the prisoner. If the magis trate fails to make the order of commitment, and adjourns his court, the prisoner is as free as any one, and the sheriff is with out authority to hold him.
It necessarily follows that the detention

of the petitioners is unlawful, and they must be discharged, unless, by the authority of section 22 of the habeas corpus act. page 376, compiled laws, the court or judge should think they ought not to be discharged, in which event he shall pro-ceed with the examination. This section gives a discretionary pow and in acting under it he must be gov-erned by all the circumstances of the

In this case an affidavit of Isaae Clanton is offered, alleging that petitioners are guilty of murder, etc., etc. The affidavit would be sufficient to move the discretion of the court to put petitioners on their examination if there was nothing else to be

Strictly speaking, there is no other proof, so far submitted, and I do not deem it necessary to receive any evidence to counteract said affidavit. The facts of a former examination of the parties for the same offence, by a committing magistrate, occupying weeks, the discharge, and the sitting of a grand jury in this county since the alleged offence, are so notorious, that I feel justified in taking judicial notice thereof. Whether petioners are guilty or not, it is apparent to any reas-Whether petioners are enable being that an examination at this time could serve no good purpose. The evidence (depositions) of the various witesses is now in the possession of the District court, and another examination would simply duplicate it, and when they have been discharged by one magis-trate, and a failure to indict by one grand jury, it would seem to be unwise to enter ato an examination anew at this time Whilst a discharge by a magistrate is not absolutely a bar to another examination. yet, unless new evidence should be dis covered or circumstances occur subsequent to the first examination sufficient appeal to the discretion of the magis trate, it ought to be, in effect, a bar, and is a sufficient reason for a magistrate to re-fuse a second examination. Entertaining views, it is my judgment that the petitioners be discharged, and it is so ordered.

J. H. Lucas, Probate Judge.

ORDER OF DISCHARGE.

In the Probate Court of the County of Cochise, Territory of Arizona. The Territory of Arizona upon the com-plaint of J. I. Clanton, ex rel. Wyatt

Earp, Morgan Earp and J. H. Holliday A writ of habeas corpus having been issued herein by the Hon. J. H. Lucas upon the petition of the above named relators, directed to J. H. Behan, sheriff of the county of Cochise, and a return having been made to said writ by said sheriff, and allegations having been made by the said relators that their detention by said sheriff is without lawful commitment and an issue having been raised by denial of said allegations on the part of the respondent, and this court having proceed ed to hear testimony in relation thereto and a motion having been made by coun sel for complainant and respond leave for the sheriff to amend his return by showing that since the return of the writ and a hearing thereupon a warrant of commitment had been signed by J. B. Smith, justice of the peace in and for Cochise county, committing the relators to the custody of the sheriff, and said motion having been denied, and after hearing William Herring, counsel for the relators and Benjamin Goodrich for the respond ent, and it appearing that the detenti said relators by said sheriff is without lawdavit of J. I. Clanton, filed herein, it is

That the relators, the said Wyatt Earp, Morgan Earp and J. H. Holliday, be, and hereby are discharged from the custo-f said sheriff. J. H. Lucas, dy of said sheriff.

The Weekly Epitaph-6 large pages

MINING APPLICATIONS.

First Publication Dec. 12, 1881 Application No. 147, for a Patent to the San Diego Mining Claim.

Application No. 147, for a Patent to the San Diego Mining Claim.

U NITED STATES LAND OFFICE, TGCSON Arizona, December 6th, 1881. Notice hereby given that the Woroneco Mining Company, by its ag nt, A. L. Fowler, of Tombetona, Cochiac county, Arizona, has had flied its application for a patent for isladinear feet. I the San Diego mine or vein bearing silver with surface ground 600 feet in width, situated in Tombetone mining district, Cochise county, Arizona, and designated by the fleid notes and official plat of sirvey on file in this office as lot No. 184, described as follows. In white Variation 11: 33 seast. Beginning at the initial monument of the claim, at a stake 4x4 inches by 3 feet long, set in the ground 2 feet with nail in the top at center, marked "1. N. from which discovery shaff 4x8 290 feet deep, bears south 45 west 5 feet distant, and incline 4x8 70 feet, bears south 22: 53 west 250 feet distant; thence south 22: 53 west 250 feet distant; thence south 22: 53 west 750 feet to south end center of claim, to a stake 4x4 inches, 5 feet long, set in mound of stones, marked "8. D. M. C. No. 1;" thence south 27: 53 west 750 feet to south end center of claim, to a stake 4x4 inches, 5 feet long, in mound of stones, marked "8. D. M. C. No. 3;" thence north 67: 7 west 300 feet to northeast corner of claim, to a stake 4x4 inches, 5 feet long, in mound of stones, marked "8. D. M. C. No. 3;" thence north 67: 7 west 300 feet to northeast center of claim, to a stake 4x4 inches, 5 feet long, in mound of stones, marked "8. D. M. C. No. 4." and 600 feet to northeast center of claim, to a stake 4x4 inches, 5 feet long, in mound of stones, marked "8. D. M. C. No. 4." and 600 feet to northeast center of claim, to a stake 4x4 inches, 5 feet long, in mound of stones, marked "8. D. M. C. No. 4." and 600 feet to northeast center of claim, to a stake 4x4 inches, 5 feet long, in mound of stones, marked "8. D. M. C. No. 6." thence south 47: 7 reast 300 feet to south end center of claim, to a stake 4x4 inches, 5 feet long, in m

[First publication, December 19, 1881.]

application No. 148 for a Patent to the Retriever Mining Claims.

the Retriever Mining Clams.

United States Land Office, Tucson, Arizona, December 13, 1881. Notice is
hereby given that the Larimore Silver Mining
Company, whose postoffice address is in care of
T. L. Stiles, Tucson, Pima county, Arizona, has
this day filed its application for a patent for aftern
hundred linear feet of the Retriever Mino or vein
bearing gold and silver, with surface ground six
hundred feet in width, situated in Swisshelm
Mining District, county of Cochiss, and territory
of Arizona, and designated by the field notes and
official plat on sile in this orice as follows, to
wit: Beginning at the initial monament of claim,
being also the monament No. 6 of lot No. 38,
at post 4 feet high, 2x4 inches, in monament of
stones, and marked "R. M. C. No. 1," thence
south So: 30 cast, 300 feet to southeast corner of
claim, to post 4 feet high, 2x4 in. in nonument of
stones, and marked "R. M. C. No. 2." thence
south So: 30 cast, 300 feet to northeast corner of
claim to post 4 feet high, 2x4 in. in amonument of
stones, and marked "R. M. C. No. 2." thence
south So: 30 cast, 300 feet to northeast corner of
claim to post 4 feet high, 2x4 in. in amonument of
stones, and marked "R. M. C. No. 3." whence
United States mineral monument No. 1 Swisshelm district bears south Si cast 119 feet distant;
thence north Sb? 31 west 300 feet to north end center monument to post 4 feet high 2x4 inches in a
monument of stones, and marked "R. M. C. No.
4;" and thence continning it the last mentioned
direction to 600 feet, to a post 4 feet high 2x4
neches, set in a monument of stones,
marked "R. M. C. No. 5;" whence United States
Mineral Monument No. 1 bears north 23' 30' east
1453 feet distant; and thence south 3' 45' east 1500 feet
to the place of beginning. Magnetic variation 11' 15' Containing 29.10 acres. The tocation
of this mine is recorded in the Recorder's Office of
Cochise county, Arizona, in Books 1 and 6 of
Mines, transcribed records, at pages 777 and 212
respectively. The adjoining claimants are the
Larimore Silv NITED STATES LAND OFFICE, TUC HENRY COUSINS, Register.

T. L. STILES, Attorney for claimants, Tucson

A.T.

It is hereby ordered that the foregoing notice of It is bereby ordered that the foregoing notice of application for patent be published for the period is sixty days, ten consecutive weeks in the Weekly Combstone Epitaph, a new-paper published at fombstone, Cochise county, Arizona territory, tereby designated by no as published nearest such claim. HENRY COUSINS, Register.

N THE JUSTICE'S COURT OF BENSON, In THE JUSTICE'S COURT OF BENSON, precinct No. 29. Territory of Arizona, in and tor the county of Cochise: E. Germain and J. W. Montgomery, plaintiffs, vs. Joseph Bunting, defendant. The people of the Territory of Arizona send greeting to Joseph Bunting, defendant: You are he, soy required to sprear in an action brought sgainst you by the above name; plaintiffs in the Justice's court, Benson, precinct No. 28, of the Territory of Arizona in and for the county of the Territory of Arizona, in and for the county of Cochise, and to answer the complaint filed therein within sixty days, to wit, on the first day of March, A. D. 1882, or judgment will be taken against you for the amount prayed for in said complaint. The said action is brought to recover of you the sum of one hundred and twelve and 35-100 (\$112.36) dollars, with interest from the first day of July, A. D. 1881, as on account stated between you and the plaintiffs, and for money received, and for goods sole and delivered to and at your request, as will more fully appear by complaint on hie in the office of I. N. Mondell, Justice of the Pence in Benson, to which reference is here made. And you are hereby notified that if you fall to appear and answer the said complaint acover required, the said plaintiffs will take judgment against you for the sum of one hundred and twelve and 36-100 (\$112.36) (dollars, interest and costs of suit.

Given under my hand this 13th day of Decement.

osts of suit.

Given under my hand this 13th day of Decemer, A. D. 1881.

1. N. MUNDELL,

Justice of the Peace, Precinct No. 29.

Assessment Notice. TO JOHN YEAGER, WM. SIMMONS AND D. E. Estes, or their heirs or assigns: You are hereby notified that the undersigned, J. W. Board, has completed the assessment work for 1881, as required by law on the Mountain Queen mine, situated in Huschoca Mountains, in what it known as Montexuma Canyon (located March 3, 1880) Cochise county, Arizons I erritory, and that your proportion of the cost of said assessment work, amounting to \$50 (20 each), and the cost of publication of this notice is now due and payable to me. And notice is hereby further given that, if before the expiration of ninety (80) days from the first publication of this notice, you do not pay your portion of said expense legal, all your right, title and interest in and to said mine will be forteited to me, as provided by law.

Tombstone, A. T., December 31, 1881. O JOHN YEAGER, WM. SIMMONS AND

Tombstone, A. T., December 31, 1881

Assessment Notice. CITY OF TOMBSTONE, COUNTY OF CO. CITY OF TOMBSTONE, COUNTY OF Cochise, Territory of Arizona, January 7th, 1882.
To John Crilling: You are hereby notified that
ons hundred dollars worth of assessment work, as
required by law for the year 1881, has been done on
Empire mining claim, about one mile south of fron
Springs, in or near the east end of Mule Pass,
Mule mountains, Warren District, Cochise
county, Arizona, which claim was located June
14th, 1880, and legally recorded June 28th, 1880;
that I have paid the share of expense for said
work due from you and unless you repay the same
to me, together with cost of this notice, within
ninety days from the period of its publication,
your interest in said mining claim will be forieited.
ja20-3mw.
H. H. TUTTLE.

Notice to Creditors. ESTATE OF M. McCALISTER, DECRASED
Notice is hereby given by the undersigned
administrator of the estate of M. McCalister, de administrator of the estate of M. McCalister, de-ceased, to the creditors of, and all persons having claims against the said deceased, to exhibit them, with the necessary vouchers, within iten months after the first publication of this notice, to th-said administrator, at the law office of Geo. I. Williams, northwest corner of Fourth and Fre-mont streets, in Tombstone, Cochise county, Ari-zons.

L. H. HALSTEAD,
Administrator of the Estate of M. McCalister eccased.

Who may be suffering from the effects of youthful follies or indiscretions will do well to avait themselves of this, the greatest boon ever laid at the altar of suffering humanity. DR. SPINNEY will guarantee to ferfeit \$200 for every case of Seminal weakness or private disease of any kind or character which he undertakes and falls to cure.

MIDDLE-AGED MEN. There are many at the age of 30 to 60 whe are troubled with too frequent evacuation of the blad der, often accompanied by a slight smarting or burning sensation and a weakening of the system in a manner the patient cannot account for. On examining the urinary deposits a ropy sediment will often be found and sometimes small particles of albuma will are to the color of the color o will often be found and sometimes small particles of abumen will appear, or the color will be of a thin milkish hue, again changing to a dark and torpid appearance. There are many men who die of this difficulty, ignorant of the cause, which is the second stage of seminal weakness. Dr. S. will guarantee a perfect cure in all such cases, and a beaithy restoration of the genito-urinary organs. Office hours 10 to 4 and 6 to 8. Sunday from 10 to 11 a m. Consultation free. Thorough examination and advice \$5. Call or address.

DR. SPINNEY & CO.,
No. 11 Kearny street, San Francisco.